

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CARL FRANZONE, : X  
: :  
Plaintiff, : **SUMMARY ORDER**  
: :  
-against- : 07 Civ. 3342 (AKH)  
: :  
CON EDISON, : :  
: :  
Defendant, : :  
----- X

ALVIN K. HELLERSTEIN, U.S.D.J.:

A suggestion of settlement having been made, it is hereby:

ORDERED that the Clerk of the Court shall mark this matter closed and all pending motions denied as moot; provided, however, that if settlement is not consummated within 60 days of the date of this Order, either party may apply by letter within the 60-day period for restoration of the action to the calendar of the undersigned.

SO ORDERED.

Dated: New York, New York  
August 27 2009

  
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ALVIN K. HELLERSTEIN  
United States District Judge

